

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 3301 - SB 3812

February 22, 2010

SUMMARY OF BILL: Requires a medical facility in which abortions, other than those necessary to prevent the death of the mother, are performed to post a sign stating that it is against the law for anyone, regardless of his or her relationship to the pregnant woman, to coerce her into having an abortion or to perform an abortion on her against her will. Sign format and placement requirements are included. Creates a civil penalty of \$2,500 for a facility that fails to post the required signage and establishes that each day an abortion is performed in which the facility has not met the signage standards is considered a separate violation.

ESTIMATED FISCAL IMPACT:

**Increase State Revenue – Not Significant/Division of Health Related Boards
/Board for Licensing Health Care Facilities**
**Increase State Expenditures – Not Significant/Division of Health Related Boards
/Board for Licensing Health Care Facilities**

Assumptions:

- The Board for Licensing Health Care Facilities is granted oversight authority and will be responsible for regulating the facilities included within the provisions of the bill. Any necessary rulemaking will be accomplished during a regularly scheduled meeting and will not result in a significant increase in expenditures.
- The Board will determine a facility's compliance during regular inspections and will not incur a significant increase in expenditures.
- The licensing boards within the Division of Health Related Boards will accomplish any necessary rulemaking during regularly scheduled board meetings and will not result in a significant increase in expenditures.
- Any disciplinary actions taken by the Board for Licensing Health Care Facilities or a board within the Division of Health Related Boards against a facility will not result in a significant increase in expenditures or revenue.

- Pursuant to Tenn. Code Ann. § 4-3-1011, all health-related boards are required to be self-supporting over a two-year period. As of June 30, 2008, the Board for Licensing Health Care Facilities had a deficit of \$217,700. The Division of Health Related Boards had a balance of \$1,000,000 in FY07-08. The FY08-09 balances for the Board and the Division are not yet available.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director

/kml